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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/762,884	01/22/2004	John R. Boehringer	BCLO-100US	5451
23122	7590	10/09/2007	EXAMINER	
RATNERPRESTIA			TYSON, MELANIE RUANO	
P O BOX 980			ART UNIT	PAPER NUMBER
VALLEY FORGE, PA 19482-0980			3773	
			MAIL DATE	DELIVERY MODE
			10/09/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Interview Summary</b>	Application No.	Applicant(s)	
	10/762,884	BOEHRINGER ET AL.	
	Examiner	Art Unit	
	Melanie Tyson	3731	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Melanie Tyson. (3) Jacques Etkowicz.  
 (2) Jackie Ho. (4) \_\_\_\_\_.

Date of Interview: 27 September 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference  
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1, 4, 13, and 27.

Identification of prior art discussed: Cosmetto et al. (5,127,412).

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

  
 (JACKIE) TAN-UYEN HO  
 SUPERVISORY PATENT EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussion was held regarding the intended use and structural differences between the Cosmetto device and Applicant's device. It was agreed upon that although Cosmetto discloses a different intended use, the Cosmetto device could still be used as claimed if one desires to do so. Therefore, it was suggested that Applicant amend the claims to include the structural differences between the inventions in order to overcome the Cosmetto reference (amend to clearly identify the openings shown in Figure 5, or amend to clearly identify the closed circular end shown in Figure 1).

Melanie Tyson *MT*  
September 27, 2007